

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
JOEL KIMBLE,  
Defendant,  
THE METAL WORKS,  
Garnishee.

This matter is before the Court on the Government's Motion for Dismissal of Order Allowing Garnishment (Doc. 51).

On April 7, 2012, Defendant pled guilty to theft or embezzlement in connection with health care and wire fraud in violation of 18 U.S.C. §§ 669, 1324 (Doc. 17). On May 25, 2012, the District Court entered a judgment against Defendant. Defendant was sentenced to two terms of 18 months of imprisonment to run concurrently, followed by 3 years of supervised release, and ordered to pay \$284,850.98 in assessment and criminal restitution (Doc. 27).

On January 11, 2013, the District Court modified Defendant's term of imprisonment to two terms of 12 months and 1 day to run concurrently while

retaining the original amount for assessment and criminal restitution (Doc. 35).

On October 5, 2017, a Writ of Continuing Garnishment ("Writ") (Doc. 40) was issued to The Metal Works ("Garnishee").

On August 6, 2019, the Government filed its Final Accounting of Garnishment (Doc. 50) which advises that the United States Attorney's Office, Financial Litigation Unit has received thirty-two (32) garnishment payments from Garnishee, totaling \$9,889.81 and that the balance due from Defendant is \$274,736.17.

The instant Motion requests that the Court dismiss the order of continuing garnishment as Defendant is no longer employed by Garnishee.<sup>1</sup>

For the reasons stated therein, the Government's Motion for Dismissal of Order of Continuing Garnishment (Doc. 51) is **GRANTED** and the Writ of Continuing Garnishment (Doc. 40) is **TERMINATED**.

Signed: August 7, 2019



W. Carleton Metcalf  
United States Magistrate Judge



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<sup>1</sup> Though the Motion references an "Order allowing the government's garnishment filed on November 17, 2017 (Doc. No. 47)," the Writ appears at Docket Entry 40.